

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office

Floor Debate
November 04, 2009

[LB1 LB2 LB3 LB4 LB5 LB6 LB7 LR1 LR2 LR3]

PRESIDENT SHEEHY PRESIDING []

PRESIDENT SHEEHY: Good afternoon, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber for the first day of the One Hundred First Legislature, First Special Session. Our chaplain for today is Senator Campbell. Would you all please rise. []

SENATOR CAMPBELL: (Prayer offered.) []

PRESIDENT SHEEHY: Thank you, Senator Campbell. I call to order the first day of the One Hundred First Legislature, First Special Session to order. Senators, please record your presence. Please record, Mr. Clerk. []

CLERK: I have a quorum present, Mr. President. []

PRESIDENT SHEEHY: Pursuant to a proclamation issued by the Honorable Dave Heineman, Governor of the state of Nebraska, we are here and now assembled in the One Hundred First Legislature, First Special Session of the Nebraska Legislature. I, as President of the Legislature, declare that we are now open for the transaction of business. Mr. Clerk, would you please proceed to read the proclamation. []

CLERK: Mr. President, a proclamation issued by Governor Heineman. (Read proclamation from Governor Heineman, Legislative Journal page 2.) []

PRESIDENT SHEEHY: Thank you, Mr. Clerk. Do you have items for the record? []

CLERK: Mr. President, with respect to the roster of the membership, I have a resignation letter from Senator Michael J. Friend; subsequent to the receipt of that letter, the appointment of Robert J. Krist to fill seat of Senator Friend, and the accompanying certificate of office, oath and other appropriate documents. (Legislative Journal pages 3-7.) []

PRESIDENT SHEEHY: At this time, we would like to introduce the newest member to the Nebraska Legislature, Senator Krist, welcome to the Nebraska Legislature. Mr. Clerk, any other announcements, messages, or reports? []

CLERK: Mr. President, a series of appointment letters from the Governor. Appointments to the...as chief executive officer for the Department of Health and Human Services; for the director of the Department of Roads; for the director of the Department of Aeronautics; an appointment to the Emergency Response Commission; appointments to the Division of Developmental Disabilities for the Department of Health and Human

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Services; for the Boiler Safety Code Advisory Board; for the Community Corrections Council; for the Adjutant General for the state of Nebraska; appointments to the Rural Health Advisory Commission; appointment to the Motor Vehicle Industry Licensing Board; the Boiler Safety Code Advisory Board; the State Board of Health; the Coordinating Commission for Postsecondary Education; the Commission for the Blind and Visually Impaired; the Crime Victim's Reparations Committee; the State Highway Commission; the State Investment Officer; appointments to the Environmental Quality Council; to the Community Corrections Council; the Nebraska Arts Council; the Board of Educational Lands and Funds; the Nebraska Rural Health Advisory Commission; the Crime Victim's Reparations Committee; to the State Electrical Board; the Nebraska Oil and Gas Conservation Commission; the Nebraska Investment Council; the Nebraska Educational Telecommunications Commission; the Nebraska Power Review Board. All of those will be referred to Reference for referral to standing committee for confirmation hearing. In addition, Mr. President, a communication from the Executive Board regarding committee assignments as it relates to the resignation of Senator Friend. Senator Utter has been appointed to fill the vacancy on the Performance Audit Committee; and Senator Council to the State Council for Juvenile Interstate Compact. Senator Campbell has been selected as Chair of the Legislative Council's Children's Behavioral Health Oversight Committee. And, Mr. President, I have received a series of reports that will be on file in the Clerk's Office, reports from the Department of Agriculture, the Nebraska Arts Council, the Attorney General, the Auditor of Public Accounts, the Department of Correctional Services, the Commission on Law Enforcement and Criminal Justice, Department of Economic Development, the Nebraska Energy Office, the State Fire Marshal, Game and Parks Commission, the Fiscal Office, Health and Human Services, Investment Finance Authority, Department of Labor, Department of Natural Resources, the Legislative Performance Audit, Public Service Commission, the Public Employees Retirement System, the Nebraska Department of Revenue, Nebraska Department of Roads, and the State Fair Board. And finally, Mr. President, I have received a communication from the Legislature of Alaska with respect to the transmittal of a resolution considered and adopted by that body. That's all that I have at this time. (Legislative Journal pages 7-23.) []

PRESIDENT SHEEHY: Thank you, Mr. Clerk. We will now proceed to the introduction of new bills. I would encourage members of the Legislature who have bills for introduction to bring them to the desk as soon as possible. []

CLERK: Mr. President. (Read LB1-7 by title for the first time.) In addition to that, Mr. President, new resolution: Senator Harms offers LR1 congratulating the Scottsbluff girls' golf team; that will be laid over. (Legislative Journal pages 24-26.) [LB1 LB2 LB3 LB4 LB5 LB6 LB7 LR1]

PRESIDENT SHEEHY: Speaker Flood, you're recognized for an announcement. []

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SPEAKER FLOOD: Thank you, Mr. President. Good afternoon, members. The Clerk's Office has advised me they have what they believe will be the last bill introduced today. Pursuant to that, I would ask that the Legislature stand at ease to give the Reference Committee an opportunity to reference bills and have them reported back. We will stand at ease until further notice, giving the Reference Committee an opportunity to accomplish its work today. Thank you, Mr. President. []

PRESIDENT SHEEHY: Thank you, Speaker Flood. []

CLERK: Mr. President, Reference Committee will meet immediately in Room 2102; Reference Committee, immediately, 2102. []

PRESIDENT SHEEHY: Thank you, Mr. Clerk. The body will stand at ease while the Reference Committee meets. []

EASE []

PRESIDENT SHEEHY: Mr. Clerk, you're recognized for an announcement. []

ASSISTANT CLERK: Mr. President, we have received a report from the Reference Committee referencing LB1 through LB7. (Legislative Journal page 26.) []

PRESIDENT SHEEHY: Thank you, Mr. Clerk. We will continue to stand at ease while the committees complete their reports. []

EASE []

PRESIDENT SHEEHY: The Legislature will now return to order. Mr. Clerk, do you have items for the record? []

CLERK: I do, Mr. President. Reference report referring certain gubernatorial appointees to the appropriate standing committee for confirmation hearing. Mr. President, a series of hearing notices: the Business and Labor Committee; Education Committee; General Affairs Committee; the Government, Military and Veterans Affairs Committee; Health and Human Services Committee; and Judiciary; and Natural Resources; and Retirement Systems; and Transportation and Telecommunications; those hearings are with respect to gubernatorial appointee confirmation hearings. I have a series of notice of hearings from the Appropriations Committee regarding agency hearings. And I also have a hearing notice from the Agriculture Committee with respect to LB6 and LB7. Mr. President, in addition to those items, new resolution: Senator Flood offers LR2, LR3; both will be laid over. I have an announcement that the Education Committee will have an Executive Session tomorrow at 1:30; Education Committee, tomorrow at 1:30 in Room 1525. (Legislative Journal pages 27-35.) [LR2 LR3]

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And, Mr. President, priority motion: Senator Flood would move to adjourn the body until Thursday morning, November 5, at 10:00 a.m. []

PRESIDENT SHEEHY: Thank you, Mr. Clerk. You have heard the motion to adjourn until Thursday, November 5, 2009, at 10:00 a.m. All those in favor say aye. Opposed, nay. We stand adjourned. []